

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

NEWFREY LLC, a Delaware Corporation and  
EMHART TEKNOLOGIES LLC, a  
Delaware Corporation,

Plaintiffs,

-vs-

Case No. 07-13029  
Hon: AVERN COHN

BURNEX CORPORATION,

Defendant.

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**ORDER DISMISSING AS MOOT MOTION FOR PROTECTIVE ORDER**

Defendant Burnex has filed a motion styled "Motion for Protective Order to Preclude Michael W. Smith from Accessing Burnex's Confidential Items." The parties have since resolved the matter.

For the reasons stated on the record on October 13, 2009 Burnex's motion is DISMISSED as moot.

SO ORDERED.

Dated: November 5, 2009

\_\_\_\_\_  
s/Avern Cohn  
AVERN COHN  
UNITED STATES DISTRICT JUDGE

I hereby certify that a copy of the foregoing document was mailed to the attorneys of record on this date, November 5, 2009, by electronic and/or ordinary mail.

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s/Julie Owens  
Case Manager, (313) 234-5160